

DECLARATION FOR REISSUE APPLICATION

ATTY DOCKET NO. 19462.118

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is described and claimed in patent number 5,422,524, granted June 6, 1995, and for which a reissue patent is sought on the invention entitled:

RESPIRATOR HAVING SNAP-FIT FILTER CARTRIDGE

the specification of which: (check one)

☒ is attached hereto.☐ was filed on _____, as reissue application number _____, and was amended on _____ (if applicable).

I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose information that is material to patentability as defined in 37 CFR § 1.56.

I verily believe the original patent to be wholly or partly inoperative or invalid, by reason of the patentee claiming more than the patentee had the right to claim in the patent, said excess in the claims being specified below. All errors being corrected in the reissue application up to the time of filing of this Declaration arose without any deceptive intention on the part of the applicant.

The errors relied upon in the above paragraph include claiming more than the patentee had the right to claim by virtue of (1) not having included in claims 1 and 22 limitations directed to the separation of the filter cartridge from the cartridge receiving structure by pulling manually thereon; and (2) by not including claims reciting means for manually snapping the filter cartridge into engagement with a cartridge receiving structure.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or under § 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below, and have also identified below, by checking the "No" box, any foreign application for patent or inventor's certificate or any PCT international application having a filing date before that of the application on which priority is claimed.

Priority Claimed:

Foreign (or PCT International) Application No.	Country	Foreign (or PCT International) Filing Date	Yes	No
			X	
			X	

The following foreign application(s), if any, were filed more than 12 months (6 months for designs) before the original U.S. application:

Foreign Application No.	Country	Foreign Filing Date

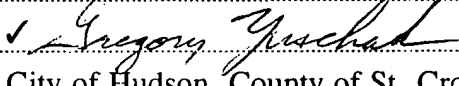
I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s) or under § 365(c) of any PCT international application(s) designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior U.S. or PCT international application in the manner provided by 35 U.S.C. § 112, ¶ 1, I acknowledge the duty to disclose information that is material to patentability as defined in 37 CFR § 1.56 that became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. (or PCT) Parent Application No.	U.S. (or PCT) Parent Filing Date	Status (patented, pending, abandoned)

I hereby appoint the practitioners associated with CUSTOMER NUMBER 20,121 as having Power of Attorney to prosecute this application and transact all related business before the USPTO, and I direct that all correspondence be sent to the address associated with that Customer Number.

Direct Telephone Calls to:
Nathaniel A. HumphriesVoice: (202) 508-4000 Reid & Priest FAX: (202) 508-4321
FAX: (202) 508-4395 for patent & trademark matters only

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor	Gregory YUSCHAK		
Inventor's Signature:		Date:	12/6/98
Residence Address:	City of Hudson, County of St. Croix, State of Wisconsin		
Country of Citizenship:	United States of America		
Post Office Address:	P.O. Box 33427, St. Paul, Minnesota 55133-3427		

☒ Additional inventors are named on attached supplemental sheet(s).

DECLARATION FOR REISSUE APPLICATION

PAGE TWO

Full name of second inventor:	Peter O. REKOW
Inventor's Signature:	✓ <i>Peter O. Rekow</i> Date: ✓ 2/10/98
Residence Address:	City of Woodbury, County of Washington, State of Minnesota
Country of Citizenship:	United States of America
Post Office Address:	P.O. Box 33427, St. Paul, Minnesota 55133-3427

Full name of third inventor:	Thomas W. HOLMQUIST-BROWN
Inventor's Signature:	✓ <i>Thomas W. Holmquist-Brown</i> Date: ✓ 16 Feb 1998
Residence Address:	City of St. Paul, County of Ramsey, State of Minnesota
Country of Citizenship:	United States of America
Post Office Address:	P.O. Box 33427, St. Paul, Minnesota 55133-3427

Full name of fourth inventor:	
Inventor's Signature:	✓ Date: ✓
Residence Address:	
Country of Citizenship:	
Post Office Address:	

Full name of fifth inventor:	
Inventor's Signature:	✓ Date: ✓
Residence Address:	
Country of Citizenship:	
Post Office Address:	

Full name of sixth inventor:	
Inventor's Signature:	✓ Date: ✓
Residence Address:	
Country of Citizenship:	
Post Office Address:	

Full name of seventh inventor:	
Inventor's Signature:	✓ Date: ✓
Residence Address:	
Country of Citizenship:	
Post Office Address:	

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of:

Gregory YUSCHAK et al.

Reissue Application No. (NEW)

Filed:

For: RESPIRATOR HAVING
SNAP-FIT FILTER CARTRIDGE

Art Unit: (not yet assigned)

Examiner: (not yet assigned)

Atty Docket: 19462.118

ASSENT OF ASSIGNEEAssistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Minnesota Mining and Manufacturing Company, having an address at P.O. Box 33427, St. Paul, Minnesota 55133-3427, certifies that it is the assignee of the entire right, title, and interest in U.S. Patent No. 5,579,761 and the captioned reissue application, by assignment recorded in the U.S. Patent and Trademark Office on January 20, 1995, at Reel 7362, Frames 0825-0826.

The assignee hereby consents to the reissue of U.S. Patent No. 5,579,761.

The undersigned (whose title is supplied below) is empowered to sign this paper on behalf of the assignee.

The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further

[illegible]

For Minnesota Mining and Manufacturing Company

Date: February 5, 1998

Signature:

Raymond

Name: Gary L. Griswold

Title: Staff Vice President and Chief Intellectual Property Counsel

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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CERTIFICATION OF ASSIGNEE UNDER 37 C.F.R. § 3.73(b)Assistant Commissioner for Patents
Washington, D.C. 20231

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made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any reissue patent issuing thereon.

For Minnesota Mining and Manufacturing Company

Date: February 5, 1998

Signature: 

Name: Gary L. Griswold

Title: Staff Vice President and Chief Intellectual Property Counsel

663320-1600000